THE HON'BLE SRI JUSTICE D.S.R.VARMA
AND
THE HON'BLE SRI JUSTICE D.APPA RAO

TAKEN UP WRIT PETITION No.12263 of 2007

DATED : 28-06-2007

Between :

Atiya Begum, W/o. Shaik Anwar,
H.No.220, Srisainagar (Devendernagar),
Batchpally Grampanchayat,
Hyderabad – 72.

…Petitioner.

AND

The Station House Officer,
Sanathnagar Police Station,
Hyderabad District and another.

…Respondents.

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ORAL ORDER : (per the Hon'ble Sri Justice D.Appa Rao)

Heard learned Assistant Government Pleader, representing the learned Advocate General, appearing for the respondents.

2. This writ petition is taken up basing on a telegram, dated 09-06-2007, issued by one Smt. Atiya Begum, W/o. Shaik Anwar, H.No.220, Srisainagar (Devendernagar), Batchpally Grampanchayat,

Hyderabad, to the Hon'ble the Chief Justice, High Court of Andhra Pradesh, Hyderabad, seeking Writ of Habeas Corpus, alleging that her husband, namely Shaik Anwar along with others viz., Shaik Khaja, Khaleel and Rasheed, were illegally detained by the police of Sanathnagar Police Station, Hyderabad, since 05-06-2007 and she was apprehending danger to their lives.

3. The Inspector of Police, Sanathnagar Police Station, Cyberabad, filed counter affidavit, *inter alia*, stating that the alleged detenus are accused in Crime No.215 of 2007 for the offence under Sections 147, 341, 323, 506, 353 read with 149 of Indian Penal Code of Sanathnagar Police Station and in connection with the said crime they were arrested on 09-06-2007 and were produced before the learned IX Metropolitan Magistrate, Cyberabad at Kukatpally, who inturn remanded them to judicial custody. Accordingly, they were initially detained in Central Prison, Cherlapally, and subsequently on 11-06-2007 the learned Magistrate had enlarged them on bail with some conditions.

4. In the light of the fact that the alleged detenus were released on bail, we do not see any ground whatsoever to continue the writ petition any further. There are no merits in the writ petition and the same is liable to be dismissed.

5. Accordingly, the writ petition is dismissed, at the stage of admission. However, there shall be no order as to costs.

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JUSTICE D.S.R.VARMA

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JUSTICE D.APPA RAO

28-06-2007
Msr.

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(Msr)